



US Army Corps  
of Engineers  
Seattle District



US Army Corps of Engineers  
Regulatory Branch  
Post Office Box 3755  
Seattle, WA 98124-3755  
Telephone (206) 764-6900  
Attn: Casey Ehorn, Project Manager

WA Department of Ecology  
SEA Program  
300 Desmond Drive Southeast  
Olympia, WA 98503-7600  
Telephone (360) 407-6068  
Attn: SEA Program, Federal Permit  
Coordinator

Public Notice Date: June 19, 2007  
Expiration Date: August 19, 2007

Reference No.: NWS-2007-221-SO  
Name: Suquamish Indian Tribe

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Interested parties are hereby notified that the U.S. Army Corps of Engineers (Corps) and the Washington Department of Ecology (Ecology) have received an application to perform work in waters of the United States as described below and shown on the enclosed drawings.

The Corps will review the work in accordance with Section 404 of the Clean Water Act (CWA) and Section 10 of the Rivers and Harbors Act. Ecology will review the work pursuant to Section 401 of the CWA, with applicable provisions of State water pollution control laws and the Coastal Zone Management Act.

APPLICANT: Suquamish Tribe  
Post Office Box 498  
Suquamish, Washington 98392-0498  
ATTN: Bob Gatz  
Telephone: (360) 394-8422

AGENT: Anchor Environmental, L.L.C.  
ATTN: Derek Koellmann  
222 Grand Avenue, Suite A  
Bellingham, Washington 98225  
Telephone: (360) 733-4311

LOCATION: in Port Madison, at Suquamish, Washington.

WORK: Construct a pier, ramp, and float, totaling 526 feet in length, install three mooring buoys, and remove an existing unserviceable pier as mitigation. Construction of the pier will include driving 14 thirty-inch steel piling; which will then be filled with concrete.

PURPOSE: to provide community recreational access to water, and to provide a loading and unloading point for both tribal fishing vessels and commercial cruise vessels.

MITIGATION: Remove an existing, but unserviceable pier, and the associated piles that are located approximately 400 feet south of the proposed project. In total, 44 piles (26 concrete and 18 creosote) and 2,610 square feet of

overwater structure will be removed as mitigation. All materials removed will be disposed of at an approved upland location.

**ENDANGERED SPECIES:** The Endangered Species Act (ESA) requires federal agencies to consult with the National Marine Fisheries Service (NMFS) and/or U.S. Fish and Wildlife Service (USFWS) pursuant to Section 7 of ESA on all actions that may affect a species listed (or proposed for listing) under the ESA as threatened or endangered or any designated critical habitat. After receipt of comments from this public notice, the U.S. Army Corps of Engineers will evaluate the potential impacts to proposed and/or listed species and their designated critical habitat.

**ESSENTIAL FISH HABITAT:** The Magnuson-Stevens Fishery Conservation and Management Act, as amended by the Sustainable Fisheries Act of 1996, requires all Federal agencies to consult with the NMFS on all actions, or proposed actions, permitted, funded, or undertaken by the agency, that may adversely affect Essential Fish Habitat (EFH). The proposed action would impact EFH in the project area. If the U.S. Army Corps of Engineers (Corps) determines that the proposed action may adversely affect EFH for federally managed fisheries in Washington waters, the Corps will initiate EFH consultation with the NMFS. The Corps' final determination relative to project impacts and the need for mitigation measures is subject to review by and coordination with the NMFS.

**CULTURAL RESOURCES:** The District Engineer has reviewed the latest published version of the National Register of Historic Places, lists of properties determined eligible and other sources of information. Known historic properties occur in the vicinity of the proposed project. However, they do not occur in the permit area. The proposed work is of such a limited nature and extent (*has been extensively modified by modern development*) that little likelihood exists for the proposed project to impinge upon an undisturbed historic property. The District Engineer invites responses to this public notice from Native American Nations or tribal governments; Federal, State, and local agencies; historical and archeological societies; and other parties likely to have knowledge of or concerns with historic properties in the area. This public notice initiates consultation under Section 106 of the National Historic Preservation Act (36 CFR 800.4[a][3]), with any Tribe that has information or concerns with historic properties in the proposed permit area.

**PUBLIC HEARING:** Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for public hearings shall state, with particularity, the reasons for holding a public hearing.

**EVALUATION – CORPS** - The decision whether to issue a permit will be based on an evaluation of the probable impacts, including cumulative impacts, of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefits, which reasonably may be expected to accrue from the proposal, must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the proposal will be considered, including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, floodplain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, considerations of property ownership, and, in general, the needs and welfare of the people.

The Corps is soliciting comments from the public; Native American Nations or tribal governments; Federal, State, and local agencies and officials; and other interested parties in order to consider and evaluate the impacts of this activity. Any comments received will be considered by the Corps to determine whether to issue, modify, condition or deny a permit for the work. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement

pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the activity.

The described discharge will be evaluated for compliance with guidelines promulgated by the Environmental Protection Agency under authority of Section 404(b)(1) of the CWA. These guidelines require an alternatives analysis for any proposed discharge of dredged or fill material into waters of the United States.

**EVALUATION—ECOLOGY:** Ecology is soliciting comments from the public; Federal, Native American Nations or tribal governments, State, and local agencies and officials; and other interested parties in order to consider and evaluate the impacts of this activity. Ecology will be considering all comments to determine whether to certify or deny certification for the proposed project.

**ADDITIONAL EVALUATION:** This proposal is the subject of Shorelines Substantial Development Permit No. 06-44089, being processed by Kitsap County.

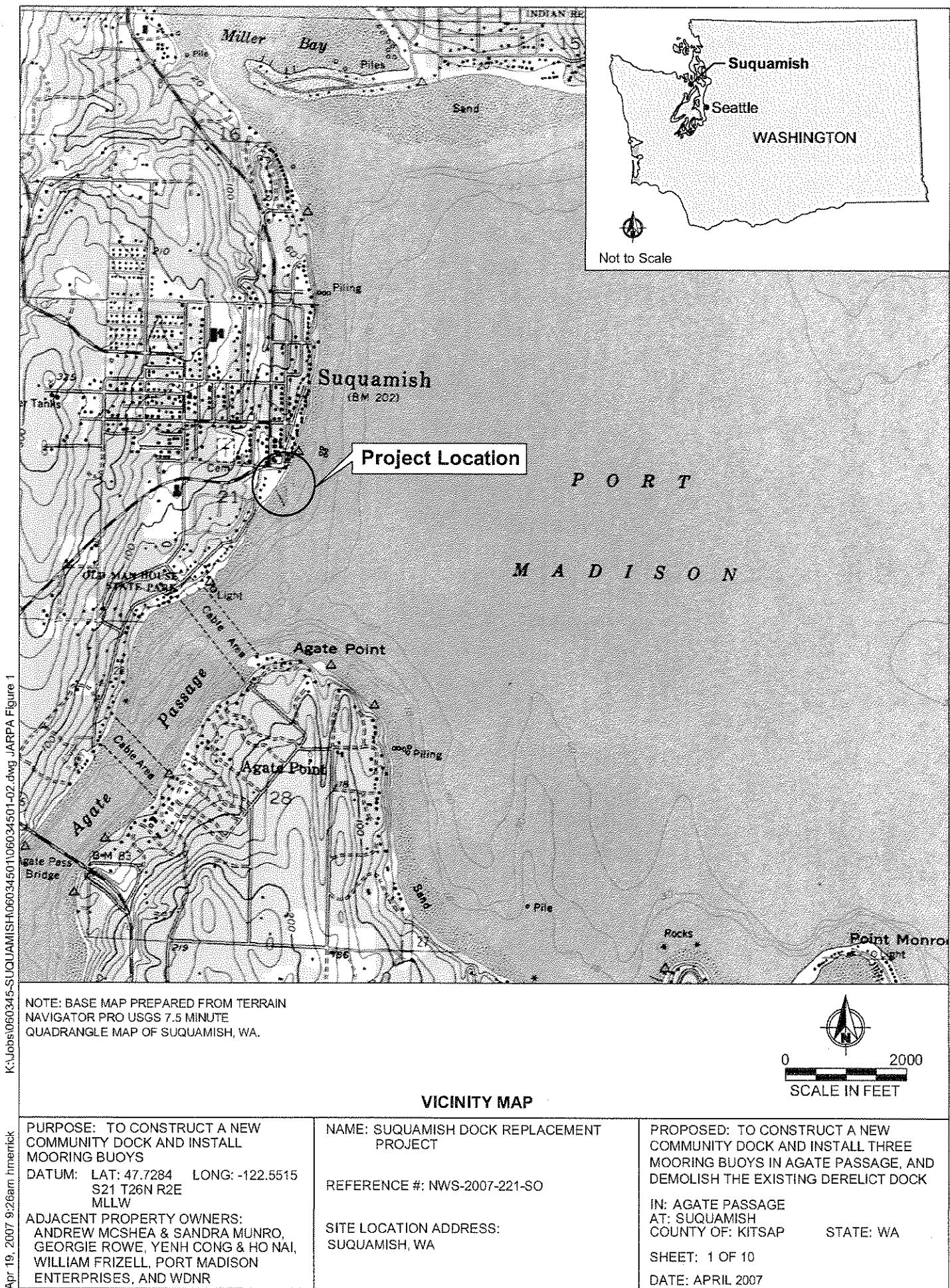
**COMMENT AND REVIEW PERIOD:** Conventional mail or e-mail comments on this public notice will be accepted and made part of the record and will be considered in determining whether it would be in the public interest to authorize this proposal. In order to be accepted, e-mail comments must originate from the author's e-mail account and must include on the subject line of the e-mail message the permit applicant's name and reference number as shown below. Either conventional mail or e-mail comments must include the permit applicant's name and reference number, as shown below, and the commentor's name, address, and phone number. All comments whether conventional mail or e-mail must reach this office, no later than the expiration date of this public notice to ensure consideration.

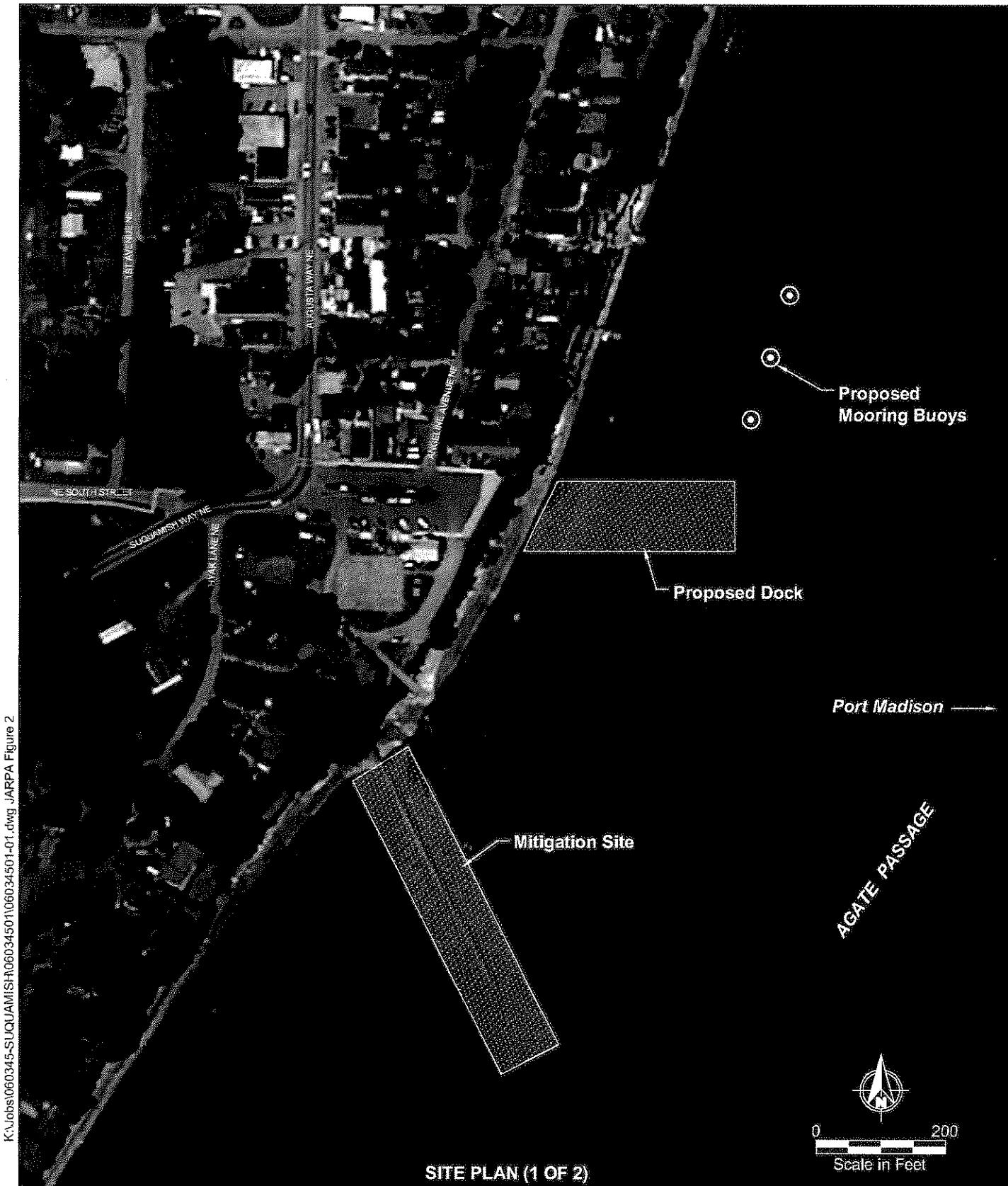
**Corps comments:** All e-mail comments should be sent to [Casey.H.Ehorn@usace.army.mil](mailto:Casey.H.Ehorn@usace.army.mil). Conventional mail comments should be sent to U.S. Army Corps of Engineers, Regulatory Branch, Attn: Casey Ehorn, Post Office Box 3755, Seattle, Washington, 98124-3755.

**Ecology Comments:** Any person desiring to present views on the project pertaining to a request for water quality certification under Section 401 of the CWA, may do so by submitting written comments to the following address: Department of Ecology, Attn: SEA program – Federal Permit Coordinator, P.O. Box 47600, Olympia, Washington, 98503-7600, or e-mail to [ecyfedpermit@ecy.wa.gov](mailto:ecyfedpermit@ecy.wa.gov)

To ensure proper consideration of all comments, responders must include the following name and reference number in the text of their comments: Suquamish Indian Tribe; NWS-2007-221-SO

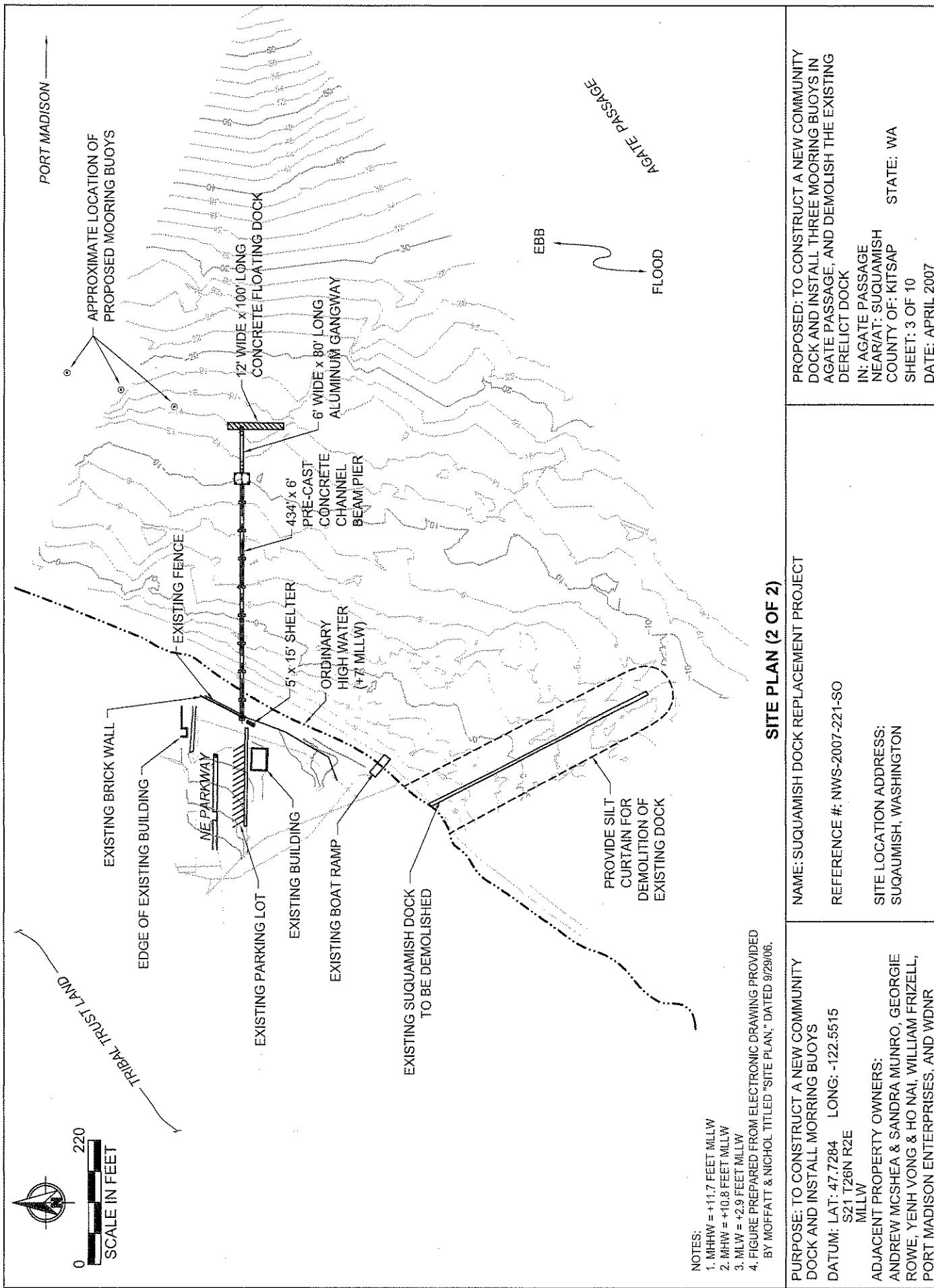
Encl: Figures (10)

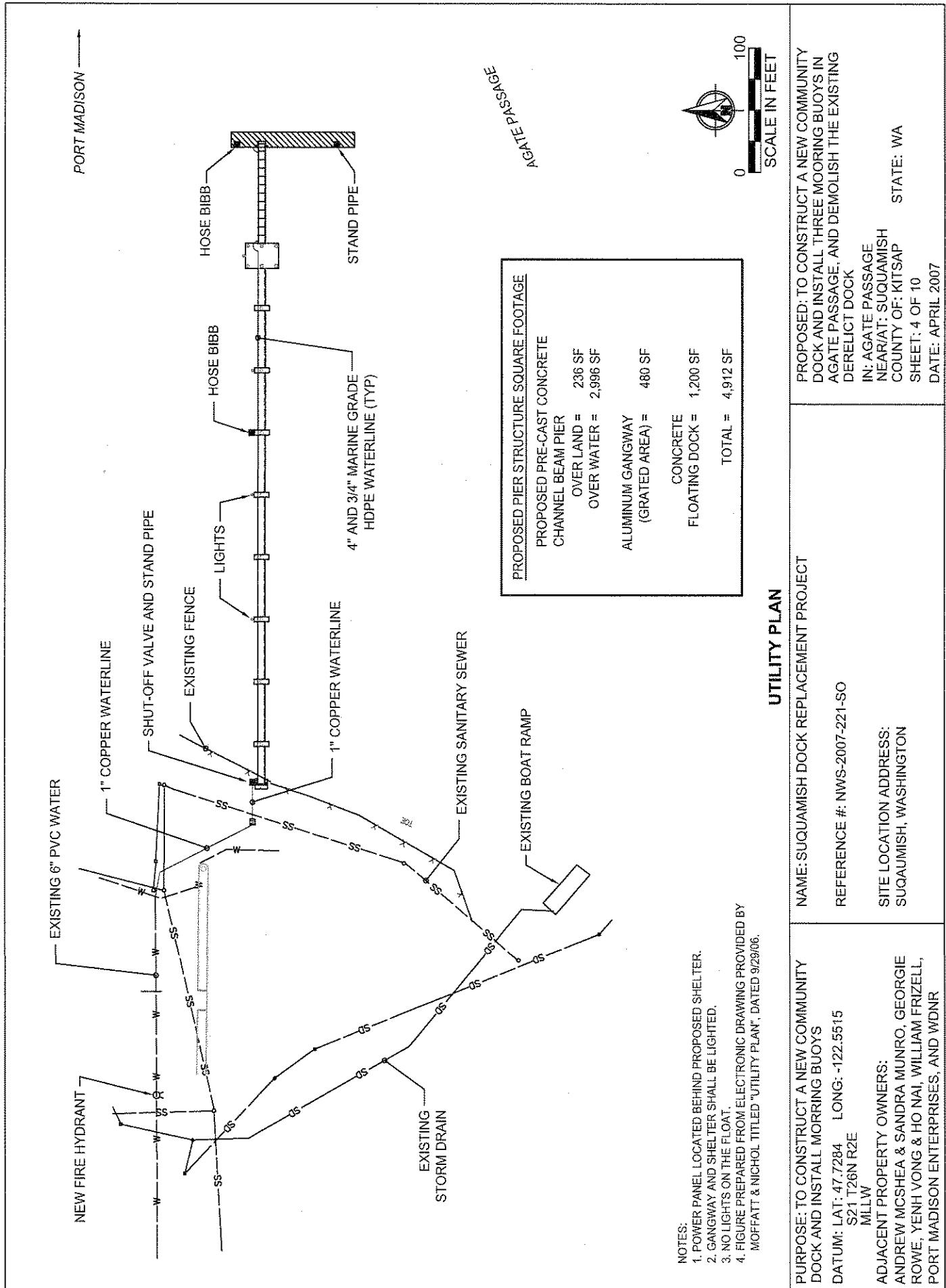


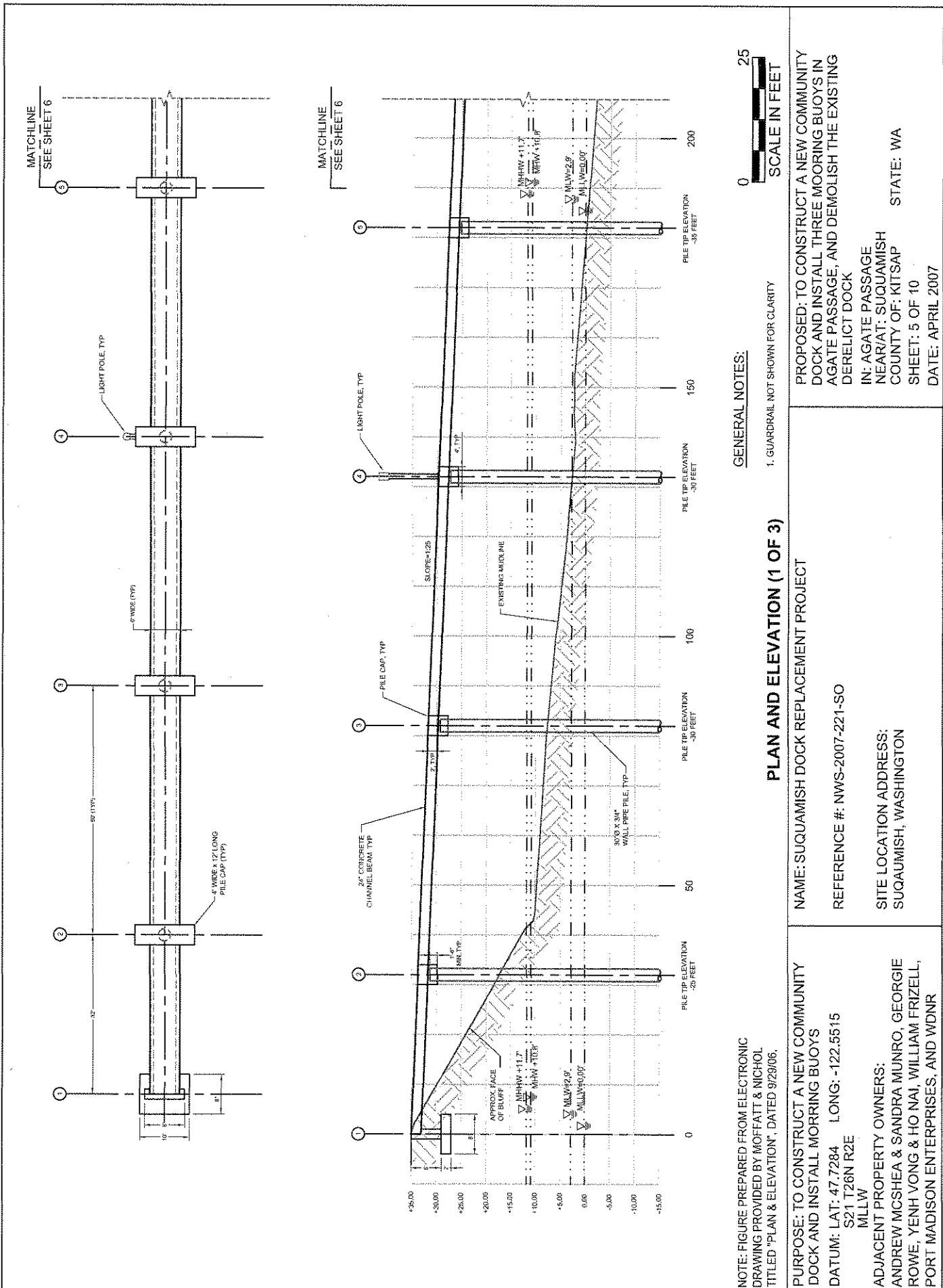


### SITE PLAN (1 OF 2)

PURPOSE: TO CONSTRUCT A NEW COMMUNITY DOCK AND INSTALL MORRING BUOYS DATUM: LAT: 47.7284 LONG: -122.5515 ADJACENT PROPERTY OWNERS: ANDREW MCSHEA & SANDRA MUNRO, GEORGIE ROWE, YENH VONG & HO NAI, WILLIAM FRIZELL, PORT MADISON ENTERPRISES, AND WDNR	NAME: SUQUAMISH DOCK REPLACEMENT PROJECT REFERENCE #: NWS-2007-221-SO SITE LOCATION ADDRESS: SUQUAMISH, WA	PROPOSED: TO CONSTRUCT A NEW COMMUNITY DOCK AND INSTALL THREE MOORING BUOYS IN AGATE PASSAGE, AND DEMOLISH THE EXISTING DERELICT DOCK IN: AGATE PASSAGE AT: SUQUAMISH COUNTY OF: KITSAP STATE: WA SHEET: 2 OF 10 DATE: APRIL 2007
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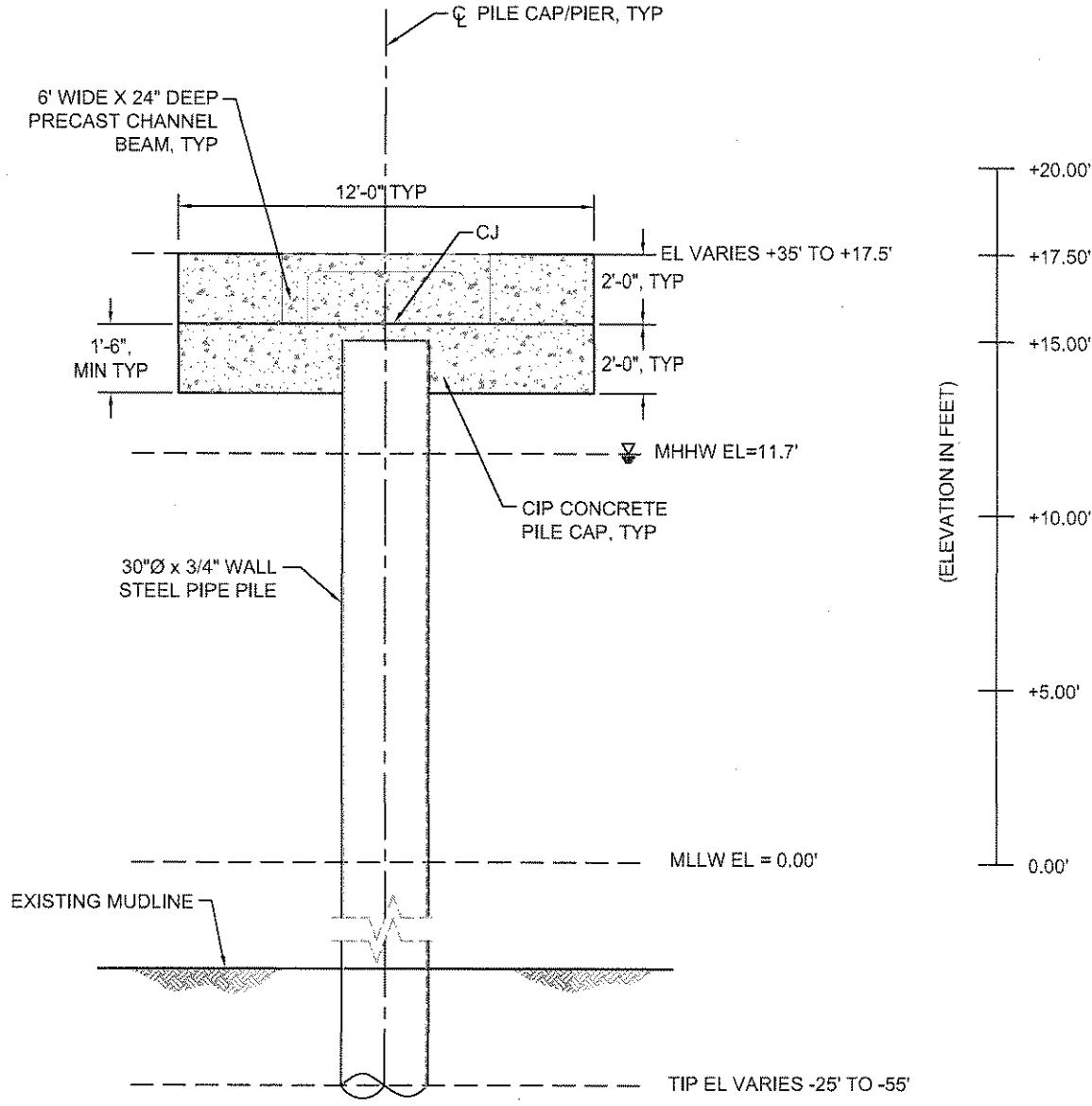












NOTE: FIGURE PREPARED FROM ELECTRONIC DRAWING PROVIDED BY MOFFATT & NICHOLS, TITLED "TYPICAL SECTION", DATED 9/29/06.

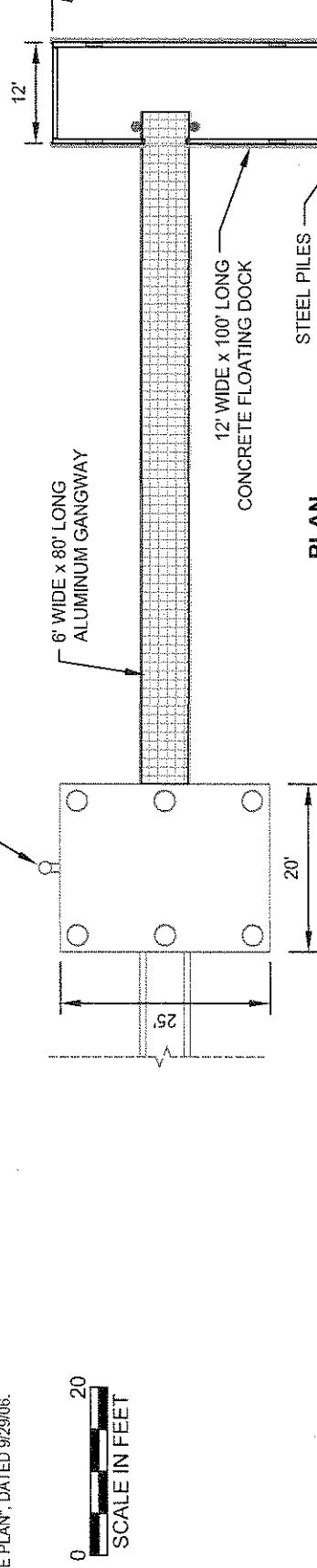
#### TYPICAL SECTION

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SCALE IN FEET

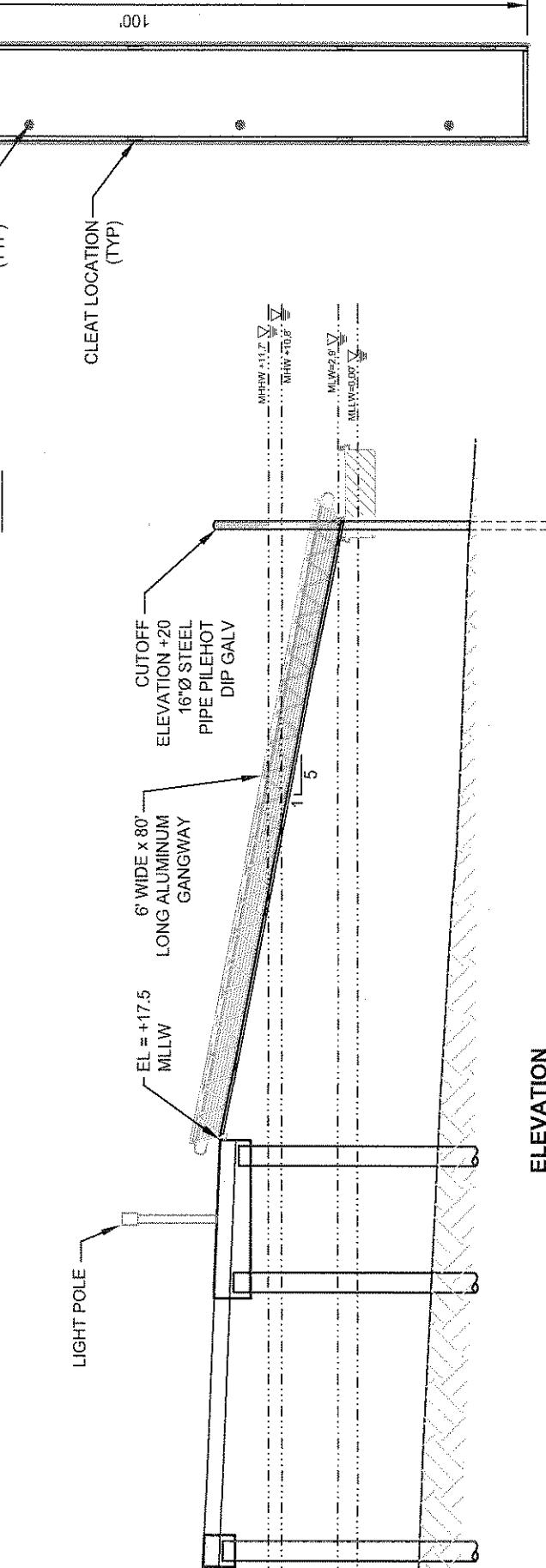
PURPOSE: TO CONSTRUCT A NEW COMMUNITY DOCK AND INSTALL MORNING BUOYS DATUM: LAT: 47.7284 LONG: -122.5515 S21 T26N R2E MLLW ADJACENT PROPERTY OWNERS: ANDREW MCSHEA & SANDRA MUNRO, GEORGIE ROWE, YENH CONG & HO NAI, WILLIAM FRIZELL, PORT MADISON ENTERPRISES, AND WDNR	NAME: SUQUAMISH DOCK REPLACEMENT PROJECT REFERENCE #: NWS-2007-221-SO  SITE LOCATION ADDRESS: SUQUAMISH, WA	PROPOSED: TO CONSTRUCT A NEW COMMUNITY DOCK AND INSTALL THREE MOORING BUOYS IN AGATE PASSAGE, AND DEMOLISH THE EXISTING DERELICT DOCK IN: AGATE PASSAGE AT: SUQUAMISH COUNTY OF: KITSAP STATE: WA SHEET: 8 OF 10 DATE: APRIL 2007
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NOTE: FIGURE PREPARED FROM ELECTRONIC  
DRAWING PROVIDED BY MOFFATT & NICHOL  
TITLED "SITE PLAN", DATED 9/29/06.

LIGHT POLE



PLAN



ELEVATION

### GANGWAY AND FLOATING DOCK DETAILS

PURPOSE: TO CONSTRUCT A NEW COMMUNITY DOCK AND INSTALL MORNING BUOYS  
DATUM: LAT: 47.7284 LONG: -122.5515  
S21 T26N R2E  
MLLW

ADJACENT PROPERTY OWNERS:  
ANDREW MCSHEA & SANDRA MUNRO, GEORGIE  
ROWE, YENH VONG & HO NA, WILLIAM FRIZELL,  
PORT MADISON ENTERPRISES, AND WDNR

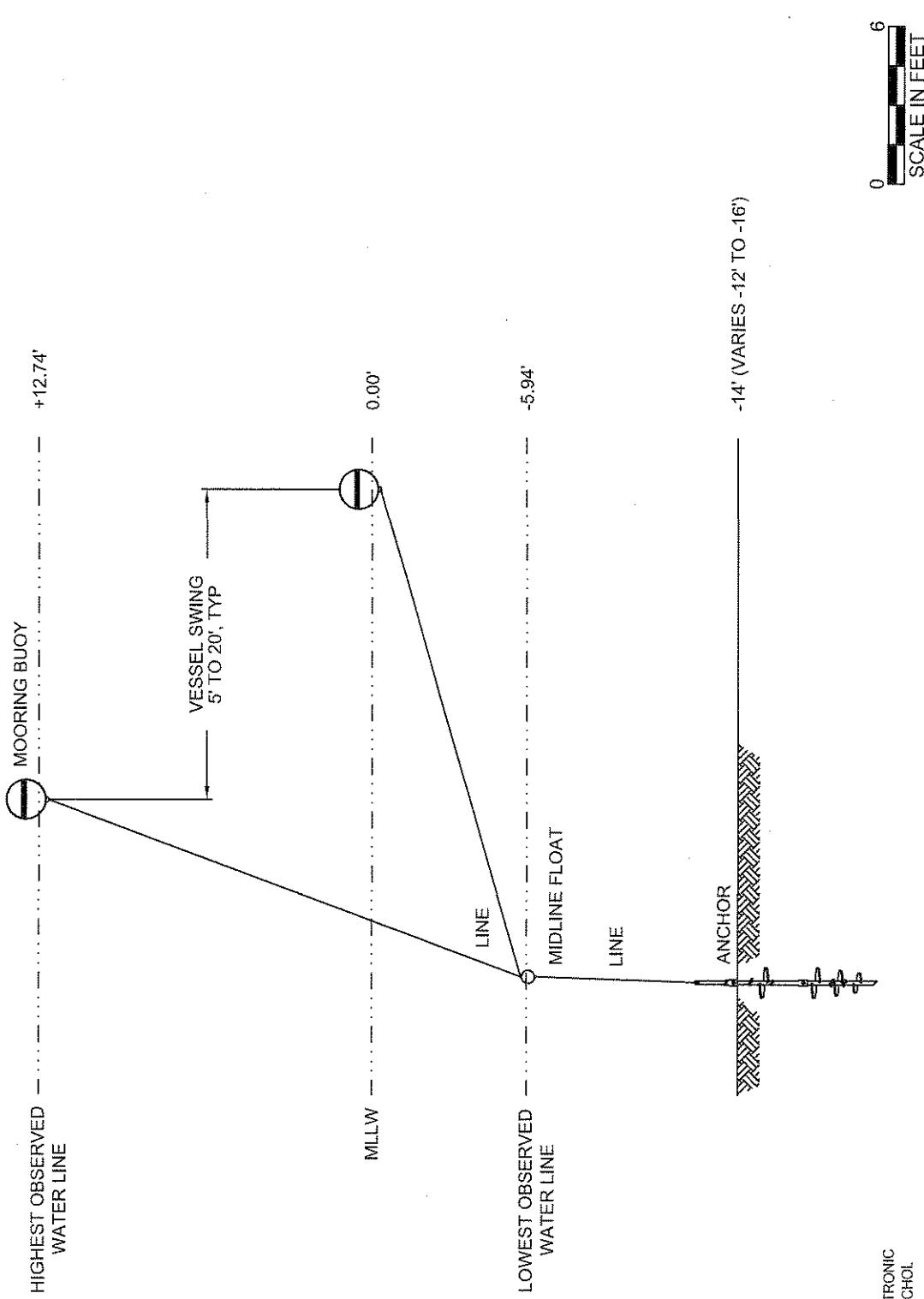
NAME: SUQUAMISH DOCK REPLACEMENT PROJECT

REFERENCE #: NWS-2007-221-SO

SITE LOCATION ADDRESS:  
SUQUAMISH, WASHINGTON

PROPOSED: TO CONSTRUCT A NEW COMMUNITY DOCK AND INSTALL THREE MOORING BUOYS IN AGATE PASSAGE, AND DEMOLISH THE EXISTING DERELICT DOCK

IN: AGATE PASSAGE  
NEAR/AT: SUQUAMISH  
COUNTY OF: KITSAP STATE: WA  
SHEET: 9 OF 10  
DATE: APRIL 2007



NOTE: FIGURE PREPARED FROM ELECTRONIC  
DRAWING PROVIDED BY MOFFATT & NICHOL  
TITLED "MOORING BUOYS".

#### MOORING BUOY CROSS SECTION

PURPOSE: TO CONSTRUCT A NEW COMMUNITY DOCK AND INSTALL MOORING BUOYS DATUM: LAT: 47.77284 LONG: -122.5515 S21 T26N R2E MLLW ADJACENT PROPERTY OWNERS: ANDREW MCSHEA & SANDRA MUNRO, GEORGIE ROWE, YENH VONG & HO NA, WILLIAM FRIZELL, PORT MADISON ENTERPRISES, AND WDNR	NAME: SUQUAMISH DOCK REPLACEMENT PROJECT REFERENCE #: NWS-2007-221-SO SITE LOCATION ADDRESS: SUQUAMISH, WASHINGTON	PROPOSED: TO CONSTRUCT A NEW COMMUNITY DOCK AND INSTALL THREE MOORING BUOYS IN AGATE PASSAGE, AND DEMOLISH THE EXISTING DERELICT DOCK IN: AGATE PASSAGE NEAR/at: SUQUAMISH COUNTY OF: KITSAP STATE: WA SHEET: 10 OF 10 DATE: APRIL 2007
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